THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
and
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No. 23231 of 2007

O R D E R: (Per the Hon'ble Smt. Justice T. Meena Kumari)

This writ petition is filed against the order dated 12.10.2007 passed by the A.P. Administrative Tribunal in O.A. No. 1714 of 2005.

Heard the learned counsel for the parties and perused the material available on record.

The petitioner herein filed O.A. 1714 of 2005 before the Tribunal challenging the Article of charges issued against him and also the appointment of Presenting Officer, which was dismissed by the Tribunal on the ground that there is no final order passed in the disciplinary proceedings and that the O.A. filed challenging the internal correspondence.

Though the learned counsel for the petitioner tried to convince us that the order passed by the Tribunal is erroneous, apparently no material is placed before us to show that any final orders have been passed in the disciplinary proceedings. A perusal of the material available on record discloses that the petitioner filed the O.A. basing on the internal correspondence among the authorities. In the counter filed before the Tribunal, it was stated that though the 3rd respondent issued letter dated 12.4.2005 the same has been cancelled and withdrawn and the said letter has not been communicated to the applicant and hence the applicant is not entitled to challenge a letter which is not communicated to him and that there

is no cause of action for the applicant to file the O.A., as neither punishment order nor final order has been served on the applicant. The Tribunal rightly considered these aspects and held that the O.A. is not maintainable and we find no error or legal infirmity in the order passed by the Tribunal warranting interference of this Court.

There are no merits in this writ petition. It is accordingly dismissed.

T. MEENA KUMARI, J.

G. CHANDRAIAH, J.

Date: 06-11-2007.

MVB.